

PROVIDING FOR THE CONSIDERATION OF H.R. 2974,  
CRIMES AGAINST CHILDREN AND ELDERLY PERSONS IN-  
CREASED PUNISHMENT ACT

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MAY 2, 1996.—Referred to the House Calendar and ordered to be printed

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Mr. DIAZ-BALART, from the Committee on Rules,  
submitted the following

REPORT

[To accompany H. Res. 421]

The Committee on Rules, having had under consideration House resolution 421, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

BRIEF SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for the consideration of H.R. 2974, the “Crimes Against the Children and Elderly Persons Increased Punishment Act” under an open rule. The rule provides one hour of general debate divided equally between the chairman and ranking minority member of the Committee on the Judiciary.

The rule waives clause 7 of rule XIII, which is the requirement for a cost estimate in the committee report, against consideration of the bill. The rule makes in order as an original bill for the purposes of amendment under the five-minute rule, the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, which 3will be considered as read.

The rule further waives points of order against the amendment printed in this report for failure to comply with clause 7 of rule XVI (relating to germaneness). Members who have preprinted their amendment sin the Record prior to their consideration will be given priority in recognition to offer their amendments if otherwise consistent with House rules. Finally, the rule provides for one motion to recommit, with or without instructions.

Amend H.R. 2974 by adding at the end thereof new sections 3 and 4 to read as follows:

**SEC. 3 SHORT TITLE.**

The following sections may be cited as the “Amber Hagerman Child Protection Act of 1996”.

**SEC. 4. INCREASED PENALTIES FOR FEDERAL SEX OFFENSES AGAINST CHILDREN.**

(a) **AGGRAVATED SEXUAL ABUSE OF A MINOR.**—Section 2241(c) of title 18, United States Code, is amended—

(1) by inserting “whoever in interstate or foreign commerce or” before “in the special”;

(2) by inserting “crosses a State line with intent to engage in a sexual act with a person who has not attained the age of 12 years, or” after “Whoever”; and

(3) by adding at the end of the following: “If the defendant has previously been convicted of another Federal offense under this subsection or under section 2243(a), or of a State offense that would have been an offense under either such provision had the offense occurred in a Federal prison, unless the death penalty is imposed, the defendant shall be sentenced to life in prison.”.

(b) **SEXUAL ABUSE OF A MINOR.**—Section 2243(a) of title 18, United States Code, is amended—

(1) by inserting “whoever in interstate for foreign commerce or” before “in the special”;

(2) by inserting “crosses a State line with intent to engage in a sexual act with a person who, or” after “Whoever”;

(3) by adding at the end the following: “If the defendant has previously been convicted of another Federal offense under this subsection or under section 2241(c), or of a State offense that would have been an offense under either such provision had the offense occurred in a Federal prison, unless the death penalty is imposed, the defendant shall be sentenced to life in prison.”.